

UNITED STATES DISTRICT
EASTERN DISTRICT OF TENNESSEE
AT GREENVILLE

RANDALL BETHEA on behalf of himself and)
all others similarly situated in Tennessee)
and JAMES PADGETT on behalf of himself)
and all other non-Tennessee residents,)

Plaintiffs,)

vs.)

CHAMPION LABORATORIES, INC.;)
PUROLATOR FILTERS N.A., LLC;)
HONEYWELL INTERNATIONAL, INC.;)
WIX FILTRATION CORP.; THE)
DONALDSON COMPANY; BALDWIN)
FILTERS, INC.; BOSCH USA; MANN +)
HUMMELL USA, INC.; ARVINMERITOR,)
INC. and JOHN DOE DEFENDANTS 1-100)

Defendants.)

SUMMONS 2:08-CV-126

TO: Mann + Hummel USA, Inc.
c/o David P. Gordon
6400 Sprinkle Road
Portage, Michigan 49002

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY
(name and address) an answer to the complaint which is served on you with this summons,
within twenty (20) days after service of this summons on you, exclusive of the day of service. If
you fail to do so, judgment by default will be taken against you for the relief demanded in the
complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of
this Court within a reasonable period of time after service.

PATRICIA L. McNUTT, CLERK

CLERK

(By) DEPUTY CLERK

DATE

4/28/08

RETURN OF SERVICE

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Service of the Summons and complaint was made by me DATE 5/9/08

Scottie Smith
NAME OF SERVER (PRINT)

TITLE _____

Check one box below to indicate appropriate method of service

() Served personally upon the defendant. Place where served: _____

() Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left _____

() Returned unexecuted: _____

(x) Other (specify): Certified Mail/Return Receipt

STATEMENT OF SERVICE FEES

TRAVEL _____ SERVICES _____ TOTAL _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on: 5/9/08
Date

Scottie Smith
Signature of Server
Ball E. Scott
550 W Main, Suite 401
Knoxville, TN 37902
Address of Server

¹ As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

Is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Mann + Hummel USA, Inc. c/o David P. Gordon 6400 Sprinkle Rd. Portage, MI 49002		4a. Article Number 7002 2410 0003 2872-4378	
5. Received By: (Print Name) Beverly Underly		4b. Service Type <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
6. Signature: (Addressee or Agent) X <i>Beverly Underly</i>		7. Date of Delivery 5-9-08	
PS Form 3811, December 1994		8. Addressee's Address (Only if requested and fee is paid) Domestic Return Receipt	

Thank you for using Return Receipt Service.